

## DECISION MEMORANDUM

**TO:** COMMISSIONER KEMPTON  
COMMISSIONER SMITH  
COMMISSIONER REDFORD  
COMMISSION SECRETARY  
COMMISSION STAFF  
LEGAL

**FROM:** NEIL PRICE  
DEPUTY ATTORNEY GENERAL

**DATE:** JULY 22, 2010

**SUBJECT: IDAHO POWER COMPANY'S APPLICATION FOR A PRUDENCY DETERMINATION OF ENERGY EFFICIENCY RIDER FUNDS SPENT DURING 2008-2009, CASE NO. IPC-E-10-09**

On March 16, 2010, Idaho Power Company ("Idaho Power" or "Company") filed an Application with the Commission seeking an Order designating Idaho Power's expenditures of \$50,701,740 in Energy Efficiency Rider ("Rider") funds in 2008 and 2009 as prudently incurred expenses.

On June 25, 2010, the Commission issued a Notice of Application and Intervention Deadline establishing a July 9, 2010, deadline for prospective parties to file Petitions to Intervene in this matter. *See* Order No. 32019.

On June 28, 2010, the Idaho Conservation League ("ICL") filed a Petition to Intervene. On July 8, 2010, the Idaho Irrigation Pumpers Association, Inc. ("IIPA") filed a Petition to Intervene.

Both parties, ICL and IIPA, claim a direct and substantial interest in the above-captioned proceedings and state that their participation as a party would include the following: present evidence, call and examine witnesses, cross-examine witnesses, present argument, and to otherwise fully participate in the proceedings. Further, ICL and IIPA state that their participation as a party is necessary in order to adequately represent their interests. ICL and IIPA have not formally requested a hearing in this matter.

### **STAFF RECOMMENDATION**

Staff recommends that the Commission process Idaho Power's Application through Modified Procedure and establish a 45-day comment period.

### **COMMISSION DECISION**

1. Does the Commission wish to approve the Petitions to Intervene filed by ICL and IIPA?
2. Does the Commission wish to process Idaho Power's Application through Modified Procedure with a 45-day comment period?



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Neil Price  
Deputy Attorney General

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